

CRIMINAL MISC.APPLICATION No 896 of 1998

Hon'ble MR.JUSTICE M.H.KADRI

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4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
- No
5. Whether it is to be circulated to the Civil Judge?
- No

STATE OF GUJARAT

Appearance:

MR EE SAIYED for Petitioners

Mr. K.P. Rawal, APP, for Respondent No. 1

MR FB BRAHMBHATT for Respondent No. 2

CORAM : MR.JUSTICE M.H.KADRI

Date of decision: 21/04/98

ORAL JUDGEMENT

The petitioners have approached this Court, by way of filing this Criminal Misc. Application, under Section 482 of the Code of Criminal Procedure ('Code' for short), for quashing the complaint, being Criminal Case No.208 of 1998, filed by respondent No.2, against the petitioners, in the Court of the learned Judicial Magistrate, First Class, Khambhat, for the offences punishable under Sections 504 and 114 of the Indian Penal Code.

In this matter, after issuance of notice to respondent No.2, rule came to be issued making it returnable on April 21, 1998.

Today, the learned advocates for the parties have filed undertaking duly signed by petitioner No.1 and respondent No.2 and the learned advocates appearing for the respective parties.

Undertaking filed by the parties is ordered to be taken on record.

As a result of filing of undertaking in this court, the complaint, being Criminal Case No.208 of 1998, filed by respondent No.2, against the petitioners, in the Court of the learned Judicial Magistrate, First Class, Khambhat, for the offences punishable under Sections 504 and 114 of the Indian Penal Code, is quashed. Rule is made absolute.

(swamy)